

Ose	Ryan (WI)	Tauscher
Otter	Ryun (KS)	Tauzin
Owens	Sabo	Taylor (MS)
Oxley	Sanchez, Linda	Taylor (NC)
Pallone	T.	Thomas
Pascarell	Sanchez, Loretta	Thompson (CA)
Payne	Sanders	Thompson (MS)
Pearce	Sandlin	Thornberry
Pelosi	Saxton	Tiahrt
Pence	Schakowsky	Tiberi
Peterson (MN)	Schiff	Tierney
Peterson (PA)	Schrock	Toomey
Petri	Scott (GA)	Towns
Pickering	Scott (VA)	Turner (OH)
Pitts	Sensenbrenner	Turner (TX)
Platts	Serrano	Udall (CO)
Pomeroy	Sessions	Udall (NM)
Porter	Shadegg	Upton
Portman	Shaw	Van Hollen
Price (NC)	Sherman	Velazquez
Pryce (OH)	Sherwood	Visclosky
Putnam	Shimkus	Vitter
Quinn	Shuster	Walden (OR)
Radanovich	Simmons	Walsh
Rahall	Simpson	Wamp
Ramstad	Skelton	Waters
Rangel	Slaughter	Watson
Regula	Smith (MI)	Waxman
Rehberg	Smith (NJ)	Weiner
Renzi	Smith (TX)	Weldon (FL)
Reynolds	Smith (WA)	Weller
Rodriguez	Snyder	Wexler
Rogers (AL)	Solis	Whitfield
Rogers (KY)	Souder	Wicker
Rogers (MI)	Spratt	Wilson (NM)
Rohrabacher	Stark	Wilson (SC)
Ros-Lehtinen	Stearns	Wolf
Ross	Stenholm	Woolsey
Rothman	Stupak	Wu
Roybal-Allard	Sullivan	Wynn
Royce	Sweeney	Young (AK)
Ruppersberger	Tancred	Young (FL)
Rush	Tanner	

NAYS—8

Bishop (UT)	Meek (FL)	Strickland
Cannon	Paul	Terry
Flake	Ryan (OH)	

NOT VOTING—14

Bishop (GA)	Larson (CT)	Reyes
Gephardt	Lewis (GA)	Shays
Gibbons	Nadler	Watt
Jones (OH)	Pastor	Weldon (PA)
Kucinich	Pombo	

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (Mr. SIMPSON) (during the vote). Members are advised that 2 minutes remain in this vote.

□ 1233

Mr. TERRY and Mr. RYAN of Ohio changed their vote from “yea” to “nay.”

So the bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

PERSONAL EXPLANATION

Mr. BISHOP of Georgia. Mr. Speaker, on rollcall No. 520 and 521, had I been present, I would have voted “aye.”

MOTION TO INSTRUCT CONFEREES ON H.R. 1, MEDICARE PRESCRIPTION DRUG AND MODERNIZATION ACT OF 2003

The SPEAKER pro tempore (Mr. SIMPSON). The unfinished business is the question on the motion to instruct conferees on H.R. 1.

The Clerk will designate the motion.

The Clerk designated the motion.

The SPEAKER pro tempore. The question is on the motion to instruct

conferees offered by the gentleman from Wisconsin (Mr. KIND), on which the yeas and nays are ordered.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 199, nays 220, not voting 15, as follows:

[Roll No. 522]

YEAS—199

Abercrombie	Frost	Neal (MA)
Ackerman	Gonzalez	Oberstar
Alexander	Gordon	Obey
Allen	Green (TX)	Olver
Andrews	Grijalva	Ortiz
Baca	Gutierrez	Owens
Baird	Hall	Pallone
Baldwin	Harman	Pascarell
Ballance	Hastings (FL)	Payne
Becerra	Hill	Pelosi
Bell	Hinchey	Peterson (MN)
Berkley	Hinojosa	Pomeroy
Berman	Hoeffel	Price (NC)
Berry	Holden	Rahall
Bishop (GA)	Holt	Rangel
Bishop (NY)	Honda	Renzi
Blumenauer	Hooley (OR)	Reyes
Boswell	Hoyer	Rodriguez
Boucher	Inslee	Ross
Boyd	Israel	Rothman
Brady (PA)	Jackson (IL)	Roybal-Allard
Brown (OH)	Jackson-Lee	Ruppersberger
Brown, Corrine	(TX)	Rush
Brown-Waite,	Jefferson	Ryan (OH)
Ginny	Johnson, E. B.	Sabo
Capps	Kanjorski	Sanchez, Linda
Capuano	Kaptur	T.
Cardin	Kennedy (RI)	Sanchez, Loretta
Cardoza	Kildee	Sanders
Carson (IN)	Kilpatrick	Sandlin
Carson (OK)	Kind	Schakowsky
Case	Klecza	Schiff
Clay	Lampson	Scott (GA)
Clyburn	Langevin	Scott (VA)
Conyers	Lantos	Serrano
Cooper	Larsen (WA)	Sherman
Costello	Latham	Skelton
Cramer	Leach	Slaughter
Crowley	Lee	Smith (WA)
Cummings	Levin	Snyder
Davis (AL)	Lipinski	Solis
Davis (CA)	Lofgren	Spratt
Davis (FL)	Lowe	Stark
Davis (IL)	Lucas (KY)	Stenholm
Davis (TN)	Lynch	Strickland
DeFazio	Majette	Stupak
DeGette	Marshall	Tanner
Delahunt	Matheson	Tauscher
DeLauro	Matsui	Taylor (MS)
Deutsch	McCarthy (MO)	Thompson (CA)
Dicks	McCarthy (NY)	Thompson (MS)
Dingell	McDermott	Tierney
Doggett	McGovern	Towns
Dooley (CA)	McIntyre	Turner (TX)
Doyle	McNulty	Udall (CO)
Edwards	Meehan	Udall (NM)
Emanuel	Meek (FL)	Van Hollen
Emerson	Meeks (NY)	Velazquez
Engel	Menendez	Visclosky
Eshoo	Michaud	Waters
Etheridge	Millender-	Watson
Evans	McDonald	Waxman
Farr	Miller (NC)	Weiner
Fattah	Miller, George	Wexler
Filner	Mollohan	Woolsey
Fletcher	Moore	Wu
Ford	Moran (VA)	Wynn
Frank (MA)	Murtha	

NAYS—220

Aderholt	Boehner	Capito
Akin	Bonilla	Carter
Bachus	Bonner	Castle
Baker	Bono	Chabot
Ballenger	Boozman	Chocola
Barrett (SC)	Bradley (NH)	Coble
Bartlett (MD)	Brady (TX)	Cole
Barton (TX)	Brown (SC)	Collins
Bass	Burgess	Cox
Beauprez	Burns	Crane
Bereuter	Burr	Crenshaw
Biggert	Burton (IN)	Cubin
Bilirakis	Buyer	Culberson
Bishop (UT)	Calvert	Cunningham
Blackburn	Camp	Davis, Jo Ann
Blunt	Cannon	Davis, Tom
Boehlert	Cantor	Deal (GA)

DeLay	Keller	Ramstad
DeMint	Kelly	Regula
Diaz-Balart, L.	Kennedy (MN)	Rehberg
Diaz-Balart, M.	King (IA)	Reynolds
Doolittle	King (NY)	Rogers (AL)
Dreier	Kingston	Rogers (KY)
Duncan	Kirk	Rogers (MI)
Dunn	Kline	Rohrabacher
Ehlers	Knollenberg	Ros-Lehtinen
English	Kolbe	Royce
Everett	LaHood	Ryan (WI)
Feeney	LaTourette	Ryun (KS)
Ferguson	Lewis (CA)	Saxton
Flake	Lewis (KY)	Schrock
Foley	Linder	Sensenbrenner
Forbes	LoBiondo	Sessions
Fossella	Lucas (OK)	Shadegg
Franks (AZ)	Manzullo	Shaw
Frelinghuysen	McCotter	Shays
Gallegly	McCrery	Sherwood
Garrett (NJ)	McHugh	Shimkus
Gerlach	McInnis	Shuster
Gilchrest	McKeon	Simmons
Gillmor	Mica	Simpson
Gingrey	Miller (FL)	Smith (MI)
Goode	Miller (MI)	Smith (NJ)
Goodlatte	Miller, Gary	Smith (TX)
Goss	Moran (KS)	Souder
Granger	Murphy	Stearns
Graves	Musgrave	Sullivan
Green (WI)	Myrick	Sweeney
Greenwood	Nethercutt	Tancred
Gutknecht	Neugebauer	Tauzin
Harris	Ney	Taylor (NC)
Hart	Northup	Terry
Hastings (WA)	Norwood	Thomas
Hayes	Nunes	Thornberry
Hayworth	Nussle	Tiahrt
Hefley	Osborne	Toomey
Hensarling	Ose	Turner (OH)
Herger	Otter	Upton
Hobson	Oxley	Vitter
Hoekstra	Paul	Walden (OR)
Hostettler	Pearce	Walsh
Houghton	Pence	Wamp
Hulshof	Peterson (PA)	Weldon (FL)
Hunter	Petri	Weller
Hyde	Pickering	Whitfield
Isakson	Pitts	Wicker
Issa	Platts	Wilson (NM)
Istook	Pombo	Wilson (SC)
Janklow	Porter	Wolf
Jenkins	Portman	Young (AK)
Johnson (CT)	Pryce (OH)	Young (FL)
Johnson (IL)	Putnam	
Johnson, Sam	Quinn	
Jones (NC)	Radanovich	

NOT VOTING—15

Gephardt	Larson (CT)	Nadler
Gibbons	Lewis (CA)	Napolitano
John	Maloney	Pastor
Jones (OH)	Markey	Watt
Kucinich	McCollum	Weldon (PA)

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). There are 2 minutes remaining in this vote.

□ 1244

So the motion to instruct was rejected.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Mrs. NAPOLITANO. Mr. Speaker, on rollcall No. 522, had I been present, I would have voted “yes.”

PERSONAL EXPLANATION

Mr. GIBBONS. Mr. Speaker, I was unavoidably detained due to committee business and missed 2 votes. Had I been present, I would have voted: 521—“yes” and 522—“no.”

MOTION TO INSTRUCT CONFEREES ON H.R. 1588, NATIONAL DEFENSE AUTHORIZATION ACT FOR FIS- CAL YEAR 2004

The SPEAKER pro tempore. The unfinished business is the question on the motion to instruct conferees on H.R. 1588.

The Clerk will designate the motion.

The Clerk designated the motion.

The SPEAKER pro tempore. The question is on the motion to instruct conferees offered by the gentleman from New York (Mr. CROWLEY) on which the yeas and nays are ordered.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 356, nays 67, not voting 11, as follows:

[Roll No. 523]

YEAS—356

Abercrombie	Davis (IL)	Hoyer
Ackerman	Davis (TN)	Hulshof
Aderholt	Davis, Jo Ann	Hyde
Alexander	Davis, Tom	Inslee
Allen	Deal (GA)	Isakson
Andrews	DeFazio	Israel
Baca	DeGette	Istook
Bachus	Delahunt	Jackson (IL)
Baird	DeLauro	Jackson-Lee
Baldwin	Deutsch	(TX)
Ballance	Diaz-Balart, L.	Janklow
Barrett (SC)	Diaz-Balart, M.	Jefferson
Bartlett (MD)	Dicks	Jenkins
Bass	Dingell	John
Beauprez	Doggett	Johnson (CT)
Becerra	Dooley (CA)	Johnson (IL)
Bell	Doyle	Johnson, E. B.
Bereuter	Dunn	Jones (NC)
Berkley	Edwards	Jones (OH)
Berman	Ehlers	Kanjorski
Berry	Emanuel	Kaptur
Biggert	Emerson	Keller
Billrakis	Engel	Kelly
Bishop (GA)	English	Kennedy (MN)
Bishop (NY)	Eshoo	Kennedy (RI)
Bishop (UT)	Etheridge	Kildee
Blumenauer	Evans	Kilpatrick
Bonner	Everett	Kind
Bono	Farr	King (NY)
Boozman	Fattah	Kingston
Boswell	Ferguson	Kirk
Boucher	Filner	Klecza
Boyd	Fletcher	Kline
Bradley (NH)	Forbes	Knollenberg
Brady (PA)	Ford	Kolbe
Brown (OH)	Fossella	LaHood
Brown (SC)	Frank (MA)	Lampson
Brown, Corrine	Frelinghuysen	Langevin
Brown-Waite,	Frost	Lantos
Ginny	Galleghy	Larsen (WA)
Burns	Gerlach	Latham
Burr	Gibbons	LaTourette
Burton (IN)	Gilchrest	Leach
Calvert	Gingrey	Lee
Camp	Gonzalez	Levin
Capps	Goode	Lewis (KY)
Capuano	Goodlatte	Lipinski
Cardin	Gordon	LoBiondo
Cardoza	Graves	Lofgren
Carson (IN)	Green (TX)	Lowe
Carson (OK)	Greenwood	Lucas (KY)
Case	Grijalva	Lucas (OK)
Chabot	Gutierrez	Lynch
Clay	Hall	Majette
Clyburn	Harman	Maloney
Coble	Hastings (FL)	Manzullo
Cole	Hayes	Markley
Collins	Hayworth	Marshall
Conyers	Herger	Matheson
Cooper	Hill	Matsui
Costello	Hinchey	McCarthy (MO)
Cox	Hinojosa	McCarthy (NY)
Cramer	Hobson	McCotter
Crenshaw	Hoeffel	McDermott
Crowley	Hoekstra	McGovern
Cubin	Holden	McHugh
Cummings	Holt	McIntyre
Cunningham	Honda	McNulty
Davis (AL)	Hoolley (OR)	Meehan
Davis (CA)	Hostettler	Meek (FL)
Davis (FL)	Houghton	Meeks (NY)

Menendez	Putnam	Smith (WA)
Mica	Quinn	Snyder
Michaud	Rahall	Solis
Millender-	Ramstad	Souder
McDonald	Rangel	Spratt
Miller (FL)	Regula	Stark
Miller (MI)	Rehberg	Stearns
Miller (NC)	Renzi	Stenholm
Miller, George	Reyes	Strickland
Mollohan	Rodriguez	Stupak
Moore	Rogers (AL)	Sullivan
Moran (KS)	Rogers (KY)	Sweeney
Moran (VA)	Ros-Lehtinen	Tanner
Murphy	Ross	Tauscher
Murtha	Rothman	Tauzin
Musgrave	Roybal-Allard	Taylor (MS)
Napolitano	Royce	Terry
Neal (MA)	Ruppersberger	Thompson (CA)
Ney	Rush	Thompson (MS)
Northup	Ryan (OH)	Tierney
Norwood	Ryan (WI)	Toomey
Nunes	Ryun (KS)	Towns
Oberstar	Sabo	Turner (TX)
Obey	Sanchez, Linda	Udall (CO)
Olver	T.	Udall (NM)
Ortiz	Sanchez, Loretta	Upton
Osborne	Sanders	Van Hollen
Ose	Sandlin	Velazquez
Otter	Saxton	Visclosky
Owens	Schakowsky	Vitter
Oxley	Schiff	Walden (OR)
Pallone	Schrock	Walsh
Pascarella	Scott (GA)	Wamp
Payne	Scott (VA)	Waters
Pearce	Sensenbrenner	Watson
Pelosi	Serrano	Waxman
Peterson (MN)	Shaw	Weiner
Peterson (PA)	Shays	Weldon (FL)
Petri	Sherman	Wexler
Pickering	Sherwood	Whitfield
Pitts	Shimkus	Wicker
Platts	Shuster	Wilson (NM)
Pombo	Simmons	Wilson (SC)
Pomeroy	Simpson	Wolf
Porter	Skelton	Woolsey
Portman	Slaughter	Wu
Price (NC)	Smith (MI)	Wynn
Pryce (OH)	Smith (NJ)	Young (AK)
	Smith (TX)	Young (FL)

NAYS—67

Akin	Duncan	McKeon
Baker	Feeney	Miller, Gary
Ballenger	Flake	Myrick
Barton (TX)	Foley	Nethercutt
Blackburn	Franks (AZ)	Neugebauer
Blunt	Garrett (NJ)	Nussle
Boehlert	Gillmor	Pence
Boehner	Goss	Radanovich
Bonilla	Granger	Reynolds
Brady (TX)	Green (WI)	Rogers (MI)
Burgess	Gutknecht	Rohrabacher
Buyer	Harris	Sessions
Cannon	Hastings (WA)	Shadeegg
Capito	Hefley	Tancred
Carter	Hensarling	Taylor (NC)
Castle	Hunter	Thomas
Chocola	Issa	Thornberry
Crane	Johnson, Sam	Tiahrt
Culberson	King (IA)	Tiberi
DeLay	Lewis (CA)	Turner (OH)
DeMint	Linder	Weller
Doolittle	McCrery	
Dreier	McInnis	

NOT VOTING—11

Cantor	Larson (CT)	Pastor
Gephardt	Lewis (GA)	Watt
Hart	McCollum	Weldon (PA)
Kucinich	Nadler	

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (Mr. SIMPSON) (during the vote). Members are advised 2 minutes remain in this vote.

□ 1258

Mr. SIMPSON and Ms. DUNN changed their vote from "nay" to "yea."

So the motion to instruct was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

PERSONAL EXPLANATION

Mr. LARSON of Connecticut. Mr. Speaker, I would like to submit this statement for the RECORD and regret that I could not be present today, Thursday, September 25, 2003, to vote on rollcall vote Nos. 520, 521, 522, and 523 because I was attending a funeral in my District.

Had I been present, I would have voted: "aye" on rollcall vote No. 520 on H.J. Res. 69—Continuing Resolution through October 31st; "aye" on rollcall vote No. 521 on H.R. 3161—To Ratify the Authority of the FTC to Establish a Do-Not-Call Registry; "aye" on rollcall vote No. 522 on the motion to instruct conferees on H.R. 1 to accept provisions in the Senate and House bills to avoid cuts to rural hospitals, ensure access to health care for rural communities and provide guaranteed prescription drug coverage; and "aye" on rollcall vote No. 523 on the motion to instruct conferees on H.R. 1588 to accept provisions in the Senate bill to provide TriCare health coverage for reservists called to active duty.

LEGISLATIVE PROGRAM

(Mr. SANDLIN asked and was given permission to address the House for 1 minute.)

Mr. SANDLIN. Mr. Speaker, for the purpose of scheduling, I yield to the gentleman from Ohio (Mr. PORTMAN).

Mr. PORTMAN. Mr. Speaker, I thank the gentleman for yielding, and I would be happy to talk about the schedule to the extent we know it.

Mr. Speaker, according to the calendar we announced at the beginning of the year, next week was scheduled to be the last week of the first session of the 108th Congress; and while the House by and large has completed its work for this session, the Senate is a little behind us, maybe several weeks behind us, and we still have some more work to do. So we will be here beyond October 3, certainly. We will be completing appropriations bills, as well as other important priorities.

In addition, the President's recent request for additional resources for the war on terrorism through the supplemental is something this Congress will be considering. Of course, that means we will need additional time in session.

While I understand that Members are anxious to know about votes for October, especially for the week of October 6, we have not yet finalized a number of key decisions that need to be made before we know exactly what that schedule will be. Hopefully by the close of business tomorrow, Friday, we will be able to distribute a "Dear Colleague" letter to each office which will indicate the days when we expect to have votes for the entire month of October. This information will also be on the majority leader's Web site hopefully by the close of business tomorrow.

For next week, in addition to a lengthy list of bills that we will consider under suspension of the rules